

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 56th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON BUSINESS AND LABOR**

**Call to Order:** By **CHAIRMAN BRUCE SIMON**, on January 22, 1999 at 8:00 A.M., in Room 104 Capitol.

#### **ROLL CALL**

##### **Members Present:**

Rep. Bruce Simon, Chairman (R)  
Rep. Bob Pavlovich, Vice Chairman (D)  
Rep. Paul Sliter, Vice Chairman (R)  
Rep. Joe Barnett (R)  
Rep. Rod Bitney (R)  
Rep. Sylvia Bookout-Reinicke (R)  
Rep. Roy Brown (R)  
Rep. David Ewer (D)  
Rep. Carol C. Juneau (D)  
Rep. Billie Krenzler (D)  
Rep. Bob Lawson (R)  
Rep. Gay Ann Masolo (R)  
Rep. Gary Matthews (D)  
Rep. Joe McKenney (R)  
Rep. Carolyn Squires (D)  
Rep. Jay Stovall (R)  
Rep. Cliff Trexler (R)  
Rep. Carley Tuss (D)

**Members Excused:** None.

**Members Absent:** None.

**Staff Present:** Stephen Maly, Legislative Branch  
Pati O'Reilly, Committee Secretary

**Please Note:** These are summary minutes. Testimony and discussion are paraphrased and condensed.

##### **Committee Business Summary:**

Hearing(s) & Date(s) Posted: SB 51, SB 51, HB 277, HB 265,  
HB 264,, 1/14/1999  
Executive Action: HB 265, HB 98, HB 150, HB  
136, HB 121, HB 186, HB 216,  
HB 249, SB 26, SB 51, HB 277,  
HB 264, HB 155, HB 31

**HEARING ON SB 26**

**Opening Statement by Sponsor:** Senator Hargrove, SD 16 introduced SB 26.

***{Tape : 1; Side : A; Approx. Time Counter : 0 - 41}***

**Proponents' Testimony:** Mary Bryson, Director of Revenue  
**EXHIBIT**(buh17a01)

***{Tape : 1; Side : A; Approx. Time Counter : 41 - 104}***

Mark Simonich, Director of Dept of Environmental Quality.

***{Tape : 1; Side : A; Approx. Time Counter : 104 - 132}***

Riley Johnson, National Federation of Indep. Businessmen

***{Tape : 1; Side : A; Approx. Time Counter : 132 - 149}***

Kathleen Martin, Dept. of Health and Human Services

***{Tape : 1; Side : A; Approx. Time Counter : 149 - 157}***

Angela Nordstrom, Secretary of State Office.

***{Tape : 1; Side : A; Approx. Time Counter : 157 - 178}***

Chris Gallus, Montana Chamber of Commerce

***{Tape : 1; Side : A; Approx. Time Counter : 178 - 186}***

Steve Esken, private businessman

***{Tape : 1; Side : A; Approx. Time Counter : 186 - 192}***

**Opponents' Testimony:** None

**Questions from Committee Members and Responses:** Rep. Krenzler, Squires, Ewer and Tuss question witnesses.

***{Tape : 1; Side : A; Approx. Time Counter : 192 - 353}***

**Closing by Sponsor:** Senator Hargrove closed.

***{Tape : 1; Side : A; Approx. Time Counter : 353 - 396}***

**HEARING ON SB 26**

**Opening Statement by Sponsor:** Senator Keating, SD 5, introduced SB 26.

***{Tape : 1; Side : A; Approx. Time Counter : 396 - 452}***

**Proponents' Testimony:** Annie Bartos, Legal Council for Dept of Commerce.

***{Tape : 1; Side : A; Approx. Time Counter : 452 - 470}***

**Opponents' Testimony:** None

**Questions from Committee Members and Responses:** Rep. Simon questions Annie Bartos.

***{Tape : 1; Side : A; Approx. Time Counter : 470 - 500}***

**Closing by Sponsor:** Senator Keating closed SB 26.

***{Tape : 1; Side : B; Approx. Time Counter : 0 - 25}***

#### **HEARING ON HB 277**

**Opening Statement by Sponsor:** Rep. Pavlovich, HD 37 introduced HB 277.

***{Tape : 1; Side : B; Approx. Time Counter : 25 - 37}***

**Proponents' Testimony:** Perry Eskridge, attorney for Board of Chiropractors

***{Tape : 1; Side : B; Approx. Time Counter : 37 - 49}***

Mark Staples, Chiropractors Assn.

***{Tape : 1; Side : B; Approx. Time Counter : 49 - 56}***

**Opponents' Testimony:** None

**Questions from Committee Members and Responses:** None

**Closing by Sponsor:** Rep. Pavlovich closed HB 277.

***{Tape : 1; Side : B; Approx. Time Counter : 56 - 62}***

#### **EXECUTIVE ACTION ON HB 265**

**Motion/Vote:** REP. Squires moved that HB 265 BE TABLED. Motion carried unanimously. At sponsor's request.

***{Tape : 1; Side : B; Approx. Time Counter : 62 - 72}***

#### **HEARING ON HB 264**

**Opening Statement by Sponsor:** Rep. Wyatt, introduced HB 264.

*{Tape : 1; Side : B; Approx. Time Counter : 72 - 93}*

**Proponents' Testimony:** Leslie Shell-Beckett, Deputy Director of Better Business Bureau. **EXHIBIT** (buh17a02)

*{Tape : 1; Side : B; Approx. Time Counter : 93 - 208}*

Ed Bartlett, Montana Power Co.

*{Tape : 1; Side : B; Approx. Time Counter : 208 - 219}*

Chris Keller, attorney

*{Tape : 1; Side : B; Approx. Time Counter : 219 - 238}*

**Opponents' Testimony:** None

**Questions from Committee Members and Responses:** Rep. Ewer questions Shell-Beckett.

*{Tape : 1; Side : B; Approx. Time Counter : 238 - 251}*

**Closing by Sponsor:** Rep. Wyatt closed HB 264.

*{Tape : 1; Side : B; Approx. Time Counter : 251 - 304}*

#### **EXECUTIVE ACTION ON HB 98**

**Motion:** REP. SIMON moved that HB 98 DO PASS.

*{Tape : 1; Side : B; Approx. Time Counter : 304 - 310}*

**Motion/Vote:** REP. SIMON moved that HB 98 BE AMENDED. Motion carried unanimously. **EXHIBIT** (buh17a03)

*{Tape : 1; Side : B; Approx. Time Counter : 310 - 500}*

*{Tape : 2; Side : A; Approx. Time Counter : 0 - 72}*

**Motion/Vote:** REP. SIMON moved that HB 98 DO PASS AS AMENDED.

Motion carried 12-6 with Barnett, Bookout-Reinicke, Juneau, Krenzler, Pavlovich, and Stovall voting no.

*{Tape : 2; Side : A; Approx. Time Counter : 72 - 322}*

#### **EXECUTIVE ACTION ON HB 150**

**Motion:** REP. KRENZLER moved that HB 150 DO PASS.

*{Tape : 2; Side : A; Approx. Time Counter : 322 - 338}*

**Motion:** REP. BROWN moved that HB 150 BE AMENDED.

*{Tape : 2; Side : A; Approx. Time Counter : 338 - 340}*

**Motion:** REP. KRENZLER withdrew do pass motion on HB 150.

*{Tape : 2; Side : A; Approx. Time Counter : 340 - 425}*

EXECUTIVE ACTION ON HB 136

Motion: REP. SQUIRES moved that HB 136 DO PASS.  
{Tape : 2; Side : A; Approx. Time Counter : 425 - 440}

Motion/Vote: REP. SQUIRES moved that HB 136 BE AMENDED. Motion carried 16-2 with Masolo and Tuss voting no.  
{Tape : 2; Side : A; Approx. Time Counter : 440 - 500}

Motion/Vote: REP. SQUIRES moved that HB 136 DO PASS AS AMENDED. Motion carried 17-1 with Tuss voting no.  
{Tape : 2; Side : B; Approx. Time Counter : 0 - 8}

EXECUTIVE ACTION ON HB 186

Motion/Vote: REP. MASOLO moved that HB 186 DO PASS. Motion carried unanimously.  
{Tape : 2; Side : B; Approx. Time Counter : 8 - 35}

EXECUTIVE ACTION ON HB 216

Motion: REP. PAVLOVICH moved that HB 216 DO PASS.  
{Tape : 2; Side : B; Approx. Time Counter : 35 - 51}

Motion: REP. PAVLOVICH moved that HB 216 BE AMENDED.  
{Tape : 2; Side : B; Approx. Time Counter : 51 - 53}

Substitute Motion/Vote: REP. SLITER made a substitute motion that HB 216 BE AMENDED. Substitute motion carried unanimously.  
{Tape : 2; Side : B; Approx. Time Counter : 53 - 58}

Motion/Vote: REP. SLITER moved that HB 216 DO PASS AS AMENDED. Motion carried 12-6 with Barnett, Bookout-Reinicke, Brown, Ewer, Lawson, and Simon voting no.  
{Tape : 2; Side : B; Approx. Time Counter : 58 - 66}]

EXECUTIVE ACTION ON HB 249

Motion/Vote: REP. PAVLOVICH moved that HB 249 DO PASS AS AMENDED. Motion failed 8-10 with Bookout-Reinicke, Ewer, Juneau, Krenzler, Matthews, Pavlovich, Squires, and Tuss voting aye.  
{Tape : 2; Side : B; Approx. Time Counter : 76 - 106}

Substitute Motion/Vote: REP. PAVLOVICH made a substitute motion that HB 249 BE TABLED. Substitute motion failed 10-8 with Bookout-Reinicke, Ewer, Juneau, Krenzler, Matthews, Pavlovich, Squires, and Tuss voting aye.  
{Tape : 2; Side : B; Approx. Time Counter : 106 - 209}

EXECUTIVE ACTION ON SB 26

Motion/Vote: REP. MASOLO moved that SB 26 BE CONCURRED IN. Motion carried unanimously.  
{Tape : 2; Side : B; Approx. Time Counter : 209 - 231}

EXECUTIVE ACTION ON SB 51

Motion/Vote: REP. KRENZLER moved that SB 51 BE CONCURRED IN. Motion carried unanimously.  
{Tape : 2; Side : B; Approx. Time Counter : 231 - 249}

EXECUTIVE ACTION ON HB 277

Motion/Vote: REP. PAVLOVICH moved that HB 277 DO PASS. Motion carried unanimously.  
{Tape : 2; Side : B; Approx. Time Counter : 249 - 256}

EXECUTIVE ACTION ON HB 264

Motion: REP. TUSS moved that HB 264 DO PASS.  
{Tape : 2; Side : B; Approx. Time Counter : 256 - 260}

Motion/Vote: REP. TUSS moved that HB 264 BE AMENDED. Motion carried unanimously.  
{Tape : 2; Side : B; Approx. Time Counter : 260 - 266}

Motion/Vote: REP. TUSS moved that HB 264 DO PASS AS AMENDED. Motion carried unanimously.  
{Tape : 2; Side : B; Approx. Time Counter : 266 - 310}

EXECUTIVE ACTION ON HB 155

Motion: REP. PAVLOVICH moved that HB 155 DO PASS.  
{Tape : 2; Side : B; Approx. Time Counter : 310 - 320}

Motion/Vote: REP. PAVLOVICH moved that HB 155 BE AMENDED. Motion carried unanimously. **EXHIBIT**(buh17a04)

*{Tape : 2; Side : B; Approx. Time Counter : 320 - 360}*

Motion/Vote: REP. PAVLOVICH moved that HB 155 DO PASS AS AMENDED. Motion carried 14-4 with Barnett, Bitney, Bookout-Reinicke, and Brown voting no.

*{Tape : 2; Side : B; Approx. Time Counter : 360 - 420}*

EXECUTIVE ACTION ON HB 31

Motion/Vote: REP. SLITER moved that HB 31 BE TABLED. Motion carried 10-8 with Bookout-Reinicke, Ewer, Juneau, Krenzler, Matthews, Pavlovich, Squires, and Tuss voting no.

*{Tape : 2; Side : B; Approx. Time Counter : 420 - 500}*

**ADJOURNMENT**

Adjournment: 11:55 A.M.

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REP. BRUCE SIMON, Chairman

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PATI O'REILLY, Secretary

BS/PO

**EXHIBIT** (buh17aad)